IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.45416 of 2008
Rajeev Rai S/O Prahlad Rai, R/O Village Khajbatti, P.S. Bidupur, District- Vaishali.

-----Petitioner.

-Versus-

The State of Bihar…….Opposite Party.

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4. 10.12.2008. Heard the learned counsel for the petitioner and the counsel appearing on behalf of the State.

The petitioner's bail application under Section 302 and other Sections of the Indian Penal code was earlier rejected on 2.5.2008.

It is alleged that Arvind Rai and Doman Rai were seen running away with fire arms whereas some of the villagers have named this petitioner alongwith others. Learned counsel for the petitioner submits that there is no eye witness to the occurrence and similarly situated persons, namely, Anil Rai, Bhagdeo Rai @ Bhagydeo Rai and Arvind Rai have been granted bail by this Court vide Cr. Misc. No. 20315 of 2008, 43951 of 2008 and 28452 of 2008 disposed of on 12.9.2008, 22.10.2008 and 18.11.2008 respectively. The petitioner is in custody for more than one year.

In the circumstances, the petitioner Rajeev Rai is directed to be released on bail on furnishing bail bond of Rs.10,000/-(Ten Thousand) with two sureties of the like amount each to the satisfaction of Ist Additional Sessions judge, Vaishali at Hajipur in connection with Bidupur P. S. Case No.347 of 2006 giving rise to Sessions Trial No.264 of 2008.

U.K. **(Sheema Ali Khan,J)**

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